

STATE OF NORTH CAROLINA  
23<sup>RD</sup> JUDICIAL DISTRICT

IN THE GENERAL COURT OF JUSTICE  
SUPERIOR COURT DIVISION

ALLEGHENCY, ASHE, WILKES AND  
YADKIN COUNTIES

IN RE:  
AMENDMENT TO LOCAL RULES  
INCORPORATING POLICY FOR  
APPOINTMENT OF MEDIATORS

ORDER

It is **ORDERED** that Local Rules shall remain in effect in Judicial District 23 as amended as follows:

The following rule regarding court appointment of mediators is hereby incorporated into the Case Management Plan and Local Court Rules for Superior Court Cases and added under Local Rule entitled “**RULE 3 – MEDIATION:**”

**3.2(e) When the parties do not timely select a mediator, the general procedure for judicial appointment shall be to appoint a certified mediator who has demonstrated to the satisfaction of the Senior Resident Judge the ability to conduct mediated settlement conferences in a satisfactory manner that meets the requirements of the Local Rules and Supreme Court Rules of Mediation. Generally, the appointee will be the next mediator from an appropriate list of certified mediators who currently resides or maintains an office in this judicial district or a contiguous judicial district, is familiar with these Local Mediation Rules and will comply with them and the Supreme Court Rules. The Senior Resident Judge retains sole discretion in the appointment of mediators, and may depart from the general procedure in particular circumstances and may withhold appointment of a mediator who has not followed Local or Supreme Court Rules.**

This the 28<sup>th</sup> day of October, 2004.

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MICHAEL E. HELMS, SENIOR RESIDENT JUDGE  
23<sup>RD</sup> JUDICIAL DISTRICT